



CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:

October 6, 2004
Date

Michael C. Barrett
Michael C. Barrett

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Mumper and Jay

Serial No.: 09/812,884

Filed: March 21, 2001

For: MICROEMULSIONS AS PRECURSORS
TO SOLID NANOPARTICLES

Group Art Unit: 1615

Examiner: Micah Paul Young

Atty. Dkt. No.: NANO:003US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP: AF

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 7, 2004, finally rejecting claims 21-30.

The fee for filing this Notice of Appeal is \$170 and is attached hereto.

Also, a request for a one-month extension of time to respond is included herewith. The extension fee is included in the attached check with the Notice of Appeal fee. This one-month extension will bring the due date to October 7, 2004. Should such request or fee be deficient or

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01 FC:2401

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02 FC:2251

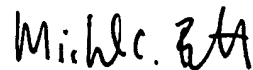
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absent, please consider this paragraph such a request and authorization to withdraw the appropriate fee.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Deposit Account No.: 50-1212/NANO:003US/MCB.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Michael C. Barrett
Reg. No. 44,523
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
Telephone: 512-536-3018
Facsimile: 512-536-4598

Date: October 6, 2004